



BILLING CODE 6717-01-P
DEPARTMENT OF ENERGY
Federal Energy Regulatory Commission

Cherokee Falls Hydroelectric Project, LLC

Project No. 2880-014

Notice of Intent to File License Application, Filing of Pre-Application Document,
Approving Use of the Traditional Licensing Process

- a. Type of Filing: Notice of Intent to File License Application and Request to Use the Traditional Licensing Process.
- b. Project No.: 2880-014
- c. Date Filed: July 29, 2016
- d. Submitted By: Cherokee Falls Hydroelectric Project, LLC
- e. Name of Project: Cherokee Falls Hydroelectric Project
- f. Location: On the Broad River, in Cherokee, County, South Carolina. No federal lands are occupied by the project works or located within the project boundary.
- g. Filed Pursuant to: 18 CFR 5.3 of the Commission's regulations
- h. Potential Applicant Contact: Beth Harris, Enel Green Power North America, Inc., 11 Anderson Street, Piedmont, SC 29673; (864) 846-0042; e-mail – Beth.Harris@Enel.com.
- i. FERC Contact: Michael Spencer at (202) 502-6093; or e-mail at michael.spencer@ferc.gov.
- j. Cherokee Falls Hydroelectric Project, LLC filed its request to use the Traditional Licensing Process on August 2, 2016. Cherokee Falls Hydroelectric Project, LLC provided public notice of its request on September 16, 2016. In a letter dated October 6, 2016, the Director of the Division of Hydropower Licensing approved Cherokee Falls Hydroelectric Project, LLC's request to use the Traditional Licensing Process.
- k. With this notice, we are initiating informal consultation with the U.S. Fish and Wildlife Service and/or NOAA Fisheries under section 7 of the Endangered Species Act and the joint agency regulations thereunder at 50 CFR, Part 402; and

NOAA Fisheries under section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act and implementing regulations at 50 CFR 600.920. We are also initiating consultation with the South Carolina State Historic Preservation Officer, as required by section 106, National Historic Preservation Act, and the implementing regulations of the Advisory Council on Historic Preservation at 36 CFR 800.2.

- l. With this notice, we are designating Cherokee Falls Hydroelectric Project, LLC as the Commission's non-federal representative for carrying out informal consultation pursuant to section 7 of the Endangered Species Act and section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act; and consultation pursuant to section 106 of the National Historic Preservation Act.
- m. Cherokee Falls Hydroelectric Project, LLC filed a Pre-Application Document (PAD; including a proposed process plan and schedule) with the Commission, pursuant to 18 CFR 5.6 of the Commission's regulations.
- n. A copy of the PAD is available for review at the Commission in the Public Reference Room or may be viewed on the Commission's website (<http://www.ferc.gov>), using the "eLibrary" link. Enter the docket number, excluding the last three digits in the docket number field to access the document. For assistance, contact FERC Online Support at FERCOnlineSupport@ferc.gov, (866) 208-3676 (toll free), or (202) 502-8659 (TTY). A copy is also available for inspection and reproduction at the address in paragraph h.
- o. The licensee states its unequivocal intent to submit an application for a new license for Project No. 2880. Pursuant to 18 CFR 16.8, 16.9, and 16.10 each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by July 31, 2019.
- p. Register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via e-mail of new filing and issuances related to this or other pending projects. For assistance, contact FERC Online Support.

Dated: October 6, 2016

Kimberly D. Bose,
Secretary.

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